

Date: Tue, Oct 24, 2017 at 2:17 PM  
Subject: Draft MBTA Solicitor's Opinion  
To: [jason\\_larrabee@ios.doi.gov](mailto:jason_larrabee@ios.doi.gov), [Greg\\_J\\_Sheehan@fws.gov](mailto:Greg_J_Sheehan@fws.gov)  
Cc: "Jorjani, Daniel" <[daniel.jorjani@sol.doi.gov](mailto:daniel.jorjani@sol.doi.gov)>

Please find attached a draft of a new Solicitor's Opinion concerning incidental take under the Migratory Bird Treaty Act. Given the Fish and Wildlife Service role in enforcing the MBTA, we wanted to reach out to you for your input. I know this is a bit of a tight turn around, however, we are hoping to get this out in the next few days; would it be possible for you to look over this draft and let us know your feedback by COB tomorrow?

At this stage, please do not forward it. That said, if there are other people who you think may be able to provide helpful input, please let us know.

Thank you very much for your time and help, I greatly appreciate it.

Sincerely,

*Gary Lawkowski  
Counselor to the Solicitor  
Department of the Interior  
[Gary.Lawkowski@sol.doi.gov](mailto:Gary.Lawkowski@sol.doi.gov)  
202-208-7340*

<MBTA Working Draft (10-24-17) (clean).docx>

---

**Daniel Jorjani <[daniel.jorjani@sol.doi.gov](mailto:daniel.jorjani@sol.doi.gov)>**

**From:** Daniel Jorjani <[daniel.jorjani@sol.doi.gov](mailto:daniel.jorjani@sol.doi.gov)>  
**Sent:** Fri Oct 27 2017 05:56:24 GMT-0600 (MDT)  
**To:** Greg Sheehan <[greg\\_j\\_sheehan@fws.gov](mailto:greg_j_sheehan@fws.gov)>  
**CC:** Richard Goeken <[richard.goeken@sol.doi.gov](mailto:richard.goeken@sol.doi.gov)>, [gary.lawkowski@sol.doi.gov](mailto:gary.lawkowski@sol.doi.gov)  
**Subject:** Re: Draft MBTA Solicitor's Opinion

Greg - Good insights. Gary will make sure they are integrated to the extent possible. Dep Sec's Office has seen several iterations and has been plugged in since Day 1.

Sent from my iPhone

On Oct 27, 2017, at 7:33 AM, Greg Sheehan <[greg\\_j\\_sheehan@fws.gov](mailto:greg_j_sheehan@fws.gov)> wrote:

Hi Dan and Rick,

(b) (5)

